

BILL NO. S-91-09- 12

SPECIAL ORDINANCE NO. S-236-91

AN ORDINANCE approving Change Order No. 1, RES. #474-91, STONY RUN CREEK RECONSTRUCTION, PHASE II with LAND, INC. in connection with the Board of Public Works of the City of Fort Wayne, Indiana.

NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

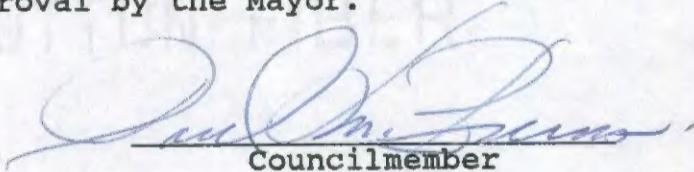
SECTION 1. That Change Order No. #1, RES. #474-91, STONY RUN CREEK RECONSTRUCTION, with LAND, INC. in connection with the Board of Public Works and Safety, for:

is necessary because of the following: The Downstream Stony Run Creek is severely restricted, especially where two downed trees have trapped debris, based on observations of rainstorm of 31 May 1991. There is a possibility the installation of the 84" RCP will increase flows if Coldwater Road floods via overtopping of runoff across businesses on West side of Coldwater Road:

involving a net increase of Nine Thousand Nine Hundred Twenty-Five and 00/100 Dollars (\$9,925.00), and is hereby in all things ratified, confirmed and approved.

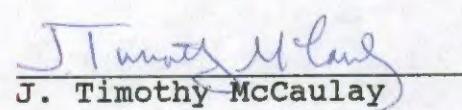
SECTION 2. Prior Approval has been requested from Common Council on SEPTEMBER 10, 1991. Two copies of said Change Order are on file with the Office of the City Clerk and made available for public inspection, according to law.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.



Councilmember

APPROVED AS TO FORM
AND LEGALITY



J. Timothy McCaulay

CHANGE ORDER

CHANGE ORDER # ONE

CONTRACT # 474-91

PROJECT # _____

BOARD ORDER# 5-91

NAME OF PROJECT STONY RUN CREEK RECONSTRUCTION PHASE II DATE 7-9-91

PHASE II DATE 7-9-91

TO LAND, INC.
(CONTRACTOR)

GENTLEMEN:

YOU ARE HEREBY REQUESTED TO COMPLY WITH THE FOLLOWING CHANGES FROM THE CONTRACT PLANS AND SPECIFICATIONS:

ITEM		DESCRIPTION OF CHANGE	CHANGE IN CONTRACT PRICE		
#	QUANTITY	DESCRIPTION	UNIT/PR	DECREASE	INCREASE
1	1400	CLEANING OF 1400 LF OF STONY			9,925.00
		RUN CREEK DOWNSTREAM FROM			
		BRANCH "A"			
TOTAL DECREASE					
TOTAL INCREASE					9,925.00
NET INCREASE			CONTRACT PRICE		9,925.00

THE SUM OF \$ 9,925.00 IS HEREBY ADDED TO THE TOTAL CONTRACT PRICE AND THE FINAL CONTRACT PRICE SHALL BE ADJUSTED AS FOLLOWS:

ORIGINAL CONTRACT PRICE	\$ 124,000.00
CURRENT CONTRACT PRICE ADJ. BY PREV. CO'S	\$ 124,000.00
NEW CONTRACT PRICE INCLUDING THIS CO	\$ 133,925.00

THE TIME PROVIDED FOR COMPLETION IN THE CONTRACT FOR THIS PROJECT IS (INCREASED) BY FIFTEEN (15) CALENDAR DAYS DUE TO THIS CHANGE ORDER. THE DATE FOR COMPLETION OF ALL WORK SHALL BE COMPLETED AS OF 25 SEPTEMBER 1991. FURTHERMORE, THIS DOCUMENT SHALL BECOME AN AMENDMENT TO THE CONTRACT AND ALL PROVISIONS OF THE CONTRACT SHALL APPLY HERETO.

RECOMMENDED BY: John Morris REC'D BY: John Morris DATE 7-15-91

ACCEPTED BY: Jack Brian CONTRACTOR DATE 7-15-91

APPROVED BY: Malek Z. Bentie CITY ENGINEER DATE 3-13-91

APPROVED BY: OWNER DATE 8-14-91

ATTESTED BY: Patricia J. Trick, CLERK DATE 8-14-91

Change Order No: 1
Resolution No: 474-1990
Board Order No: 5-1991

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: The downstream Stony Run Creek into which the 84" RCP is to outfall is severely restricted, especially where two downed trees have trapped debris, based on observations of rainstorm of 31 May 1991. There is a possibility the installation of the 84" RCP will increase flows if Coldwater Road floods via overtopping of runoff across businesses on West side of Coldwater Road.

2. Will proposed change alter size of the project?

Yes x No _____

If yes, explain:

Improvement of downstream drainage system.

3. Affect on operation and maintenance cost of this project:

The Stony Run Creek, as it flows through Northcrest Addition, should be cleaned every (+/-)5 years, but has not been maintained since Northcrest was first developed in the late 1950's. This cleaning should be the first of anticipated routine maintenance.

Bill Shininger

Bill Shininger, Project Engineer

STONY RUN DITCH CLEANING

From 550± LF Downstream to 850± LF upstream of Northcrest Drive

SCOPE OF WORK:

1. Removal of all dead wood and debris up to top of bank.
2. Removal of all hanging limbs to a height of seven (7') feet up from ditch bottom
3. Removal of 6" Ash tree near Station 9+00 on attached plan.
4. Removal of Willow limb and accumulated debris near Station 8+90.
5. Removal of 20" limb and accumulated debris near Station 10+20.
6. Removal of three (3) 6" Willow trees near Station 11+00.
7. Removal of 12" Willow tree near Station 11+20.
8. Removal of grapevine and Willow overhang near Station 15+00.
9. All material shall be completely removed from jobsite.
10. Ditch plan and profile as shown on attached three (3) sheets.

QUOTE TO DO ABOVE DESCRIBED WORK

\$ 9,925.00

QUOTE IS VALID FOR THIRTY (30) DAYS.

CONTRACTOR: Land, Inc.

CONTRACTOR'S SIGNATURE: *John Brant*

DATE: 6-28-91

All ingress and egress routes to be responsibility of owner. Quotation
only valid if done simultaneously with 84" sewer installation project.
RES. #474-1991.

Read the first time in full and on motion by Burns,
seconded by Gadd, and duly adopted, read the second time
title and referred to the Committee on City Utilities (and the
City Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Conference Room 128, City-County Building
Fort Wayne, Indiana, on , the 19 , at o'clock M., E.S.T.
of

DATED: 9-10-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns,
seconded by Gadd, and duly adopted, placed on its
passage. PASSED by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
<u>TOTAL VOTES</u>	<u>9</u>	<u> </u>	<u> </u>	<u> </u>
<u>BRADBURY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>EDMONDS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HENRY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>LONG</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>REDD</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>

DATED: 9-24-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. S-236-91
on the 24th day of September, 1991.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

ATTEST
SEAL
Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 25th day of September, 1991,
at the hour of 10:30 o'clock A.M., E.S.T.

Approved and signed by me this 1st day of October
1991, at the hour of 9:00 o'clock A.M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

Admn. Appr.

TITLE OF ORDINANCE: Change Order #1, Res. #474-91, Stony Run Creek Reconstruction, Phase II

DEPARTMENT REQUESTING ORDINANCE: Board of Public Works

SYNOPSIS OF ORDINANCE: Change Order #1 for Res. #474-91, Stony Run Creek Reconstruction, Phase II, is necessary because of the following: The Downstream Stony Run Creek in which the 84" RCP is to outfall is severely restricted, especially where two downed trees have trapped debris, based on observations of rainstorm of 31 May 1991. There is a possibility the installation of the 84" RCP will increase flows if Coldwater Road floods via overtopping of runoff across businesses on West side of Coldwater Road. Land, Inc., is the contractor.

EFFECT OF PASSAGE: The Stony Run Creek, as it flows through Northcrest Addition, should be cleaned every (+/-) 5 years, but has not been maintained since Northcrest was first developed in the late 1950's. This cleaning should be the first of anticipated routine maintenance.

Prior Being requested 9/10/91.

EFFECT OF NON PASSAGE:

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) \$9,925.00 increase

ASSIGNED TO COMMITTEE:

J-91-08-12

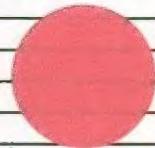
BILL NO. S-91-09-12

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN
CHARLES B. REDD, VICE CHAIRMAN
EDMONDS, LONG, SCHMIDT

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) approving Change
Order No. 1, RES. #474-91, STONY RUN CREEK RECONSTRUCTION, PHASE
III with LAND, INC. in connection with the Board of Public Works
of the City of Fort Wayne, Indiana



HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Paul M. Burns

Charles B. Redd

Edmunds

Long

Schmidt

9-24-91.

Sandra E. Kennedy
City Clerk